

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>JOHN HART</b>	:	<b>CIVIL ACTION</b>
	:	
<b>v.</b>	:	<b>NO. 13-cv-6661</b>
	:	
<b>CITY OF PHILADELPHIA, et al.</b>	:	

**ORDER**

**AND NOW**, this 14<sup>th</sup> day of August, 2017, upon consideration of defendant Aramark Correctional Services, Inc.'s motion to strike and/ or dismiss the second amended complaint for failure to state a claim, it is hereby **ORDERED** that the motion to strike [Doc. 57] is **DENIED** and the motion to dismiss [Doc. 57] is **GRANTED**.

The Second Amended Complaint is **DISMISSED** as to defendant Aramark Correctional Services, Inc..

**BY THE COURT:**

/s/ Jeffrey L. Schmehl  
**JEFFREY L. SCHMEHL, J.**